

AN ACT in relation to vehicles.

Be it enacted by the People of the State of Illinois,  
represented in the General Assembly:

Section 5. The Child Passenger Protection Act is amended  
by changing Sections 2, 4, 4a, 4b, and 5 as follows:

(625 ILCS 25/2) (from Ch. 95 1/2, par. 1102)

Sec. 2. Legislative Finding - Purpose. The General  
Assembly finds that a substantial number of passengers under  
the age of 8 6 years riding in motor vehicles, which are most  
frequently operated by a parent, annually die or sustain  
serious physical injury as a direct result of not being  
placed in an appropriate a child passenger restraint system.  
Motor vehicle crashes are the leading cause of death for  
children of every age from 4 to 14 years old. The General  
Assembly further finds that the safety of the motoring public  
is seriously threatened as indicated by the significant  
number of traffic accidents annually caused, directly or  
indirectly, by driver distraction or other impairment of  
driving ability induced by the movement or actions of  
unrestrained passengers under the age of 8 6 years.

It is the purpose of this Act to further protect the  
health, safety and welfare of motor vehicle passengers under  
the age of 8 6 years and the motoring public through the  
proper utilization of approved child restraint systems.

(Source: P.A. 83-8.)

(625 ILCS 25/4) (from Ch. 95 1/2, par. 1104)

Sec. 4. When any person is transporting a child in this  
State under the age of 8 4 years in a non-commercial motor  
vehicle of the first division, a motor vehicle of the second  
division with a gross vehicle weight rating of 9,000 pounds

or less, or a recreational vehicle on the roadways, streets or highways of this State, such person shall be responsible for providing for the protection of such child by properly securing him or her in an appropriate a child restraint system. The parent or legal guardian of a child under the age of 8 4 years shall provide a child restraint system to any person who transports his or her child. Any person who transports the child of another shall not be in violation of this Section unless a child restraint system was provided by the parent or legal guardian but not used to transport the child.

For purposes of this Section and Section 4b 4a, "child restraint system" means any device which meets the standards of the United States Department of Transportation designed to restrain, seat or position children, which also includes a booster seat.

A child weighing more than 40 pounds may be transported in the back seat of a motor vehicle while wearing only a lap belt if the back seat of the motor vehicle is not equipped with a combination lap and shoulder belt.

(Source: P.A. 88-17.)

(625 ILCS 25/4a) (from Ch. 95 1/2, par. 1104a)

Sec. 4a. Every person, when transporting a child 8 4 years of age or older but under the age of 16, as provided in Section 4 of this Act, shall be responsible for properly securing that child in ~~either-a-child-restraint-system-or~~ seat belts.

(Source: P.A. 92-171, eff. 1-1-02.)

(625 ILCS 25/4b)

Sec. 4b. Children 8 6 years of age or older but under the age of 18; seat belts. Every person under the age of 18 years, when transporting a child 8 6 years of age or older

but under the age of 18 years, as provided in Section 4 of this Act, shall be responsible for securing that child in a properly adjusted and fastened seat safety belt or an appropriate child restraint system.

(Source: P.A. 90-369, eff. 1-1-98.)

(625 ILCS 25/5) (from Ch. 95 1/2, par. 1105)

Sec. 5. In no event shall a person's failure to secure a child under 8 6 years of age in an approved child restraint system ~~or properly secure such child, if age 4 or 5, in a seat belt~~ constitute contributory negligence or be admissible as evidence in the trial of any civil action.

(Source: P.A. 86-1241.)